



2001 AUG 16 P 12:40

**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 Main Plaza  
San Antonio, Texas 78205  
August 16, 2001**

*At any time during the "B" Session or the Regular City Council Meeting, the City Council may meet in executive session for consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security).*

- I. The City Council will convene for a "B" Session in the B Room of the Municipal Plaza Building at 10:00 A.M. for the following:
  - A) Boards and Commissions Work Session. [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant City Manager]
- II. The City Council will convene in Council Chambers, Municipal Plaza Building in a Regular Council Meeting at 1:00 P.M.
  1. Invocation by Rev. William Swantner, Hope Lutheran Church, and Pledge of Allegiance.
  2. Ceremonial Items.
  - Swearing in of Councilman Julian Castro as Mayor Pro Tem for the period August 21, 2001 through November 1, 2001.

**DISABILITY ACCESS STATEMENT**

This meeting is wheelchair accessible. The accessible entrance is located at 103 Main Plaza. Accessible parking spaces are located at City Hall, 100 Military Plaza. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested forty-eight (48) hours prior to the meeting) by calling (210) 207-7245 V/TDD for assistance. Closed captioning is available on broadcasts of the Council meetings on 21-CHIC.

Questions regarding this agenda notice should be directed to the City Agenda Coordinator at 207-7080.

**THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:**

3. 3:00 P.M. – Presentation of the proposed City of San Antonio Fiscal Year 2001-2002 Budget. [Presented by Terry M. Brechtel, City Manager]
4. 4:00 P.M. – Second Public Hearing on the voluntary annexation of approximately 16 acres known as the Heights of Stone Oak Planned Unit Development (PUD) and the voluntary annexation of approximately 95 acres out of a 122.6 acre commercial tract referred to as the I.H. 10 West/ Boerne Stage Road Property. [Presented by Emil R. Moncivais, Director of Planning; Christopher J. Brady, Assistant City Manager]
5. 5:00 P.M. – Citizens to Be Heard.
6. 6:00 P.M. - Public Hearing and consideration of an Ordinance calling the Special Municipal Election for Tuesday, November 6, 2001 for the purpose of amending the Charter of the City of San Antonio related to the City Auditor, City Attorney's Office and Civil Service Sections; as requested by the City Council Charter Review Committee.

**THE FOLLOWING ITEMS MAY BE CONSIDERED AT ANY TIME DURING THE REGULAR COUNCIL MEETING:**

**CONSENT AGENDA**

**Items Concerning the Purchase of Equipment, Supplies and Services**

7. An Ordinance accepting the low, qualified bid submitted by Casco Industries, Inc. to provide the City of San Antonio Fire Department with fire rescue equipment for a total sum of \$20,705.40. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
8. An Ordinance accepting the low, qualified bid submitted by Municipal Energy Services, Inc. d/b/a Four Alarm Fire Equipment, a WBE company, Items 1A, 1B, 1C and 2 for a total of \$19,754.00; Kirby Wilson, Sr. d/b/a Wilson Apparatus & Equipment Fire, Item 3, for a total of \$6,744.00; and Ferrara Fire Apparatus, Inc. Item 4, for a total of \$3,525.00 to provide the City of San Antonio Fire Department with fire hoses for a total sum of \$30,023.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
9. An Ordinance accepting the low, qualified bid from Pak-Mor Manufacturing Co. to provide the City of San Antonio Parks & Recreation Department with refuse collection bodies for a total sum of \$96,990.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

10. An Ordinance accepting the low bid submitted by Joe Harrison Motor Sports to provide the City of San Antonio Police Department with police motorcycles for a total sum of \$194,150.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
11. An Ordinance accepting the proposal from CCG Systems, Inc. to provide the City of San Antonio Fire Department with an automated fleet management and inventory system for a total sum of \$70,625.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
12. An Ordinance accepting the proposal from the Houston/Galveston Area Council of Governments with a contract from Ferrara Fire Apparatus, Inc. to provide the City of San Antonio Fire Department with five fire pumper trucks for a total sum of \$1,475,610.73. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
13. An Ordinance accepting the proposal from the Houston/Galveston Area Council of Governments with a contract from Bayou City Ford-Sterling for a total of \$56,680.04 and Rush Equipment Center-Houston for a total of \$58,566.28 to provide the City of San Antonio Public Works Department with brush collection equipment for a total sum of \$115,246.32. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

#### **Capital Improvement Items**

14. An Ordinance amending a professional services contract with Turner, Collie & Braden, Inc. for an additional amount not to exceed \$14,600.00 in connection with the Bitters Road from West Avenue to Heimer Metropolitan Planning Organization Project in Council District 9; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
15. An Ordinance amending the professional services contract and authorizing Community Development Block Grant Funds in an amount not to exceed \$7,500.00 payable to G.G.I. Engineers for additional engineering expenses in connection with the Dempsey from Farr to Gwenda Lea Community Development Block Grant (CDBG) Project in Council District 4; revising the project budget; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

16. An Ordinance ratifying and approving Field Alteration Nos. 94, 95 and 96 in the total amount of \$508,099.00 payable to Clark/JT Construction, a Joint Venture for work associated with the Henry B. Gonzalez Convention Center Expansion Project – Phase 1B; and providing for payment. [Presented by Jelynn LeBlanc Burley, Director of Convention Center Expansion Office; Roland A. Lozano, Assistant to the City Manager]

#### **Items Concerning the Purchase, Sale or Lease of Real Property**

17. An Ordinance authorizing the execution of a five (5) year License Agreement with the Westwood Terrace Little League for the use of approximately 6.153 acres in Lackland Terrace Park in City Council District 6 for recreational purposes in consideration for their maintenance of said area. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
18. An Ordinance authorizing the execution of a five (5) year License Agreement with the Alamo City Rugby Football Club, Inc. for the use of approximately 11.796 acres in Brooks Park in City Council District 3 for recreational purposes in consideration for their maintenance of said area. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
19. An Ordinance authorizing the execution of a five (5) year License Agreement with the East Central Lakeside Athletic Association, Inc. for the use of approximately 6.076 acres in Brooks Park in City Council District 3 for recreational purposes in consideration for their maintenance of said area. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
20. An Ordinance authorizing the execution of (1) a Subordination, Nondisturbance and Attornment Agreement between Morgan Guaranty Trust Company of New York, a New York Banking Corporation (“Lender”) and the City (“Tenant”) and (2) a Tenant Estoppel, both instruments related to the month-to-month Lease Agreement approved by Ordinance No. 66511 on February 4, 1988 for use by the San Antonio Police Department of 1,050 square feet of storefront space for a Community Service Center at 803 Castroville Road, Suite 125, for a monthly rental of \$200.00, as requested by TCP Las Palmas Partners, Ltd., a Texas Limited Partnership, successor by assignment to COSCAN Commercial Limited Partnership, a Colorado Limited Partnership, as successor by assignment to Unicorp American Corporation (“Landlord”), in connection with the refinancing of the Las Palmas Shopping Center by the Landlord. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]

21. An Ordinance authorizing the execution of a five (5) year Lease Agreement renewal with Callaghan Square Investments, Inc. for use by the San Antonio Metropolitan Health District of approximately 5,000 square feet of office space and clinic space located at 4418 Callaghan Road for the period September 1, 2001 through August 31, 2006 at a monthly cost of \$5,000.00 for Years 1 through 3 and \$5,100.00 per month for years 4 and 5 in connection with the Women, Infants and Children Nutrition Project; and approving payments to the Lessor in connection therewith. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

#### **Miscellaneous**

22. An Ordinance accepting a grant in the amount of \$107,000.00 from the Texas Education Agency to support an English Literacy – Civics Education Project at the Willie Velasquez and Margarita Huanes Learning and Leadership Development Centers, and approving a budget and personnel complement. [Presented by Dennis J. Campa, Director, Director of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]
23. An Ordinance accepting funds in the amount of \$475,000.00 to provide instructional support staff and materials for the provision of Adult Education Services to the City of San Antonio's Five Learning and Leadership Development Centers (LLDCs) within the San Antonio Independent School District (SAISD) boundaries; approving a project budget and personnel complement; and authorizing the execution of an agreement specifying the responsibilities of the City and the SAISD Adult Education Cooperative for the period beginning September 1, 2001 and ending August 31, 2002. [Presented by Dennis J. Campa, Director, Director of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]
24. An Ordinance ratifying the actions of City staff in submitting a \$182,662.00 grant application to the Office of the Governor, C.J.D. under the Violence Against Women Act (V.A.W.A.) to continue funding the *Early Intervention for Women Living in Domestic Violence* Program for the period June 1, 2001 through May 31, 2002; establishing a fund; adopting a budget and approving personnel complements. [Presented by Frank J. Garza, City Attorney; Terry M. Brechtel, City Manager]
25. An Ordinance authorizing the submittal of a grant application in the amount of \$54,049.50 to Telecommunications Infrastructure Fund Board to be used for the purchase of computer equipment for computer training and distance education for staff of the San Antonio Public Library and the members of the Alamo Area Library System. [Presented by Laura J. Isenstein, Library Director; Christopher J. Brady, Assistant City Manager]

26. An Ordinance authorizing the acceptance of grant funds in the amount of \$78,335.00 from the Federal Emergency Management Agency (FEMA) through the Division of Emergency Management of the Texas Department of Public Safety, to fund the administrative staff and overhead costs of the City's Emergency Management Office. [Presented by Robert Ojeda, Chief, Fire Department; J. Rolando Bono, Deputy City Manager]
27. An Ordinance accepting additional funding for FY 2000 and 2001 Texas Natural Resource Conservation Commission (TNRCC) Regional Solid Waste Pass-Through Grants Program totaling \$96,941.11 through the Alamo Area Council of Governments (AACOG) for City purchase of equipment and supplies to support programs related to recycling, solid waste stream reduction, and municipal enforcement of anti-dumping laws. [Presented by Daniel V. Cardenas, Acting Director, Environmental Services Department; Melissa Byrne Vossmer, Assistant City Manager]

#### **ITEMS FOR INDIVIDUAL CONSIDERATION**

28. An Ordinance setting the following dates, times, and place for the first and second Public Hearings on the Proposed Budget for FY 2001-2002: Tuesday, September 4, 2001, 7:00 P.M., and Thursday, September 20, 2001, 3:00 P.M. in the City Council Chambers, 103 Main Plaza; and setting Thursday, September 6, 2001, 3:00 P.M., as the date and time for a Public Hearing on the Proposed Tax Rate for the tax year beginning January 1, 2001 and ending December 31, 2001 in the City Council Chambers, 103 Main Plaza. [Presented by Louis A. Lendman, Director of Management & Budget; Terry M. Brechtel, City Manager]
29. An Ordinance ratifies the action of staff in accepting a Texas Automobile Theft Prevention Authority (ATPA) grant in the amount of \$1,424,437.00, with a City catch match of \$424,407.00 and also authorizes Interlocal Agreements between the City, Bexar County District Attorney's Office and the Sheriff's Department, to fund a prosecutor position for an amount not to exceed \$81,484.00 and one (1) sergeant and two (2) deputies for an amount not to exceed \$205,206.00, to augment the San Antonio Police Department's effort in reducing auto theft. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]
30. An Ordinance revising Ordinance Nos. 88996, 88998, 00311, 90312, 90975, 90969, 93100, 93101 by modifying the powers delegated to the Tax Increment Reinvestment Zone Boards Numbers Two, Four, Five, Six, Seven, Nine, Ten, and Eleven by reserving the power to manage the tax increment funds of the Tax Increment Reinvestment Zones to the City; applying this reservation of powers to future Tax Increment Reinvestment Zone Boards; and authorizing any other necessary action in relation thereto. [Presented by Frances A. Gonzalez, Assistant to the City Manager and Interim Director, Neighborhood Action Department; Melissa Byrne Vossmer, Assistant City Manager]

31. A Resolution reaffirming the City's commitment as the nominating entity for the recent application to the Texas Department of Transportation's Statewide Transportation Enhancement Program (STEP) to provide funding of approximately \$720,000.00 as the City of San Antonio's twenty (20) percent TEA-21 match that would be imposed upon the City of San Antonio for the Hays Street Bridge Rehabilitation and Bicycle/Pedestrian Route Project. [Presented by Emil R. Moncivais, Director, Department of Planning; Christopher J. Brady, Assistant City Manager]
32. An Ordinance authorizing reimbursement from the District 4 Administrative Budget Fund in the amount of \$3,600.00 to Councilman Enrique Martin for Administrative Services Contracts with Marie Hune (\$1,800.00) and Christina Valencheck from August 1, 2001 through August 31, 2001; as requested by Councilman Enrique Martin.
33. An Ordinance authorizing the expenditure of \$600.00 from the District 5 Contingency Account Fund (\$600.00) and \$600.00 from the District 6 Contingency Account Fund, totaling \$1,200.00, to the Alamo Area Council, Boy Scouts of America for reimbursement of expenses for bus transportation to Club Odyssey Day Camp on July 24 through July 27, 2001; as requested by Councilmembers David Garcia and Enrique M. Barrera.
34. An Ordinance authorizing the expenditure of \$400.00 from the District 6 Contingency Account Fund to the Columbia Track Club for reimbursement of travel expenses to the National Junior Olympics in Hampton, Virginia that was held July 26, 2001 to August 5, 2001; as requested by Councilman Enrique M. Barrera.
35. An Ordinance authorizing the expenditure of \$750.00 from the District 6 Contingency Account Fund to the Edgewood Seminoles for the purchase of new football equipment; as requested by Councilman Enrique M. Barrera.
36. An Ordinance appointing a presiding judge and full-time and part-time judges to the Municipal Courts for terms of office commencing September 1, 2001, and ending August 31, 2003; as requested by the City Council Municipal Court Committee.
37. An Ordinance authorizing the expenditure of \$400.00 from the District 1 Contingency Fund to the San Antonio Lady All Stars for traveling expenses to a basketball tournament in Lake Charles, Louisiana that was held on August 14, 2001; as requested by Councilman Bobby Perez.
38. An Ordinance authorizing the expenditure of \$500.00 from the District 2 Contingency Fund to "One Down One to Go" Program for the purchase of equipment to repair homes for seniors on the Eastside; as requested by Councilman John Sanders.

39. City Manager's Report.

40. Executive Session: Consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security) may be discussed.

- A) Attorney-Client consultation regarding the lawsuit styled Farmco Trust v. City of San Antonio Planning Commission, Cause No. 99-CI-16047 and Survivor Inc., et al, v. City of San Antonio, Cause No. 2000-CI-05220.
- B) Attorney-Client consultation regarding the lawsuit styled James Baer v. City of San Antonio, Cause No. 98-CI-17885.
- C) Attorney-Client consultation regarding the lawsuit styled *City of San Antonio v. Casino Club, Ltd.*, Cause No. 98-CI-04892.